

**IN THE HIGH COURT OF UTTARANCHAL AT
NAINITAL.**

Writ Petition No. 951 (S/S) of 2006

Chandra Singh Harkotiya,
S/o late Sri Kishan Singh,
R/o Thakurwara,
District – Bageshwar.

.....Petitioner.

V e r s u s .

1. The State of Uttaranchal through Secretary,
Revenue, Uttaranchal Shashan, Dehradun.
2. District Magistrate, Bageshwar.

.....Respondents.

Hon'ble M.M. Ghildiyal, J.:

Heard Sri U.S. Kalakoti, learned counsel for the petitioner and Sri Paresh Tripathi, learned standing counsel for respondents.

Learned counsel for both the parties are agree to decide the writ petition at its admission stage.

By means of this writ petition, the petitioner has prayed for the following reliefs:

- (a) *issue a writ, order or direction in the nature of Certiorari quashing the impugned transfer order dated 07.07.2006 (Annexure No. 1 to the writ petition) passed by respondent no.2.*
- (b) *Issue a writ, order or direction in the nature of Mandamus commanding/ directing the respondents not to give effect to the impugned transfer order dated 07.07.2006 (Annexure no. 1) passed by the respondent no. 2.*

- (c) *Issue any suitable writ, order or direction, which this Hon'ble Court may deem fit and proper in the circumstance of the case be passed in favour of the petitioner.*
- (d) *Award the costs of the petition in favour of the petitioner.*

By the order dated 07.07.2006, petitioner, who was working as Patwari in Talla Katyur, Tehsil – Bageshwar, has been transferred to Bilkhet. Petitioner has been transferred on administrative ground. I do not find any illegality in the transfer order. However, if petitioner chooses to make representation before the Competent Authority for stay of his transfer order, he may make the same within a period of three week from today and it is expected from the Competent Authority that he shall take decision on the representation of the petitioner, if it is made, within a period of three weeks from the date of production of certified copy of this order along with representation.

With this direction the writ petition is finally disposed of. No order as costs.

(M.M. Ghildiyal, J)

July 14, 2006
SKSharma